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Selena Whitaker-Paquet

Attorney Docket No.: 13317.1001cip  
**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re **Peter KITE and David HATTON**

Application No. : 10/659,413  
Filed : September 10, 2003  
For : ANTISEPTIC COMPOSITIONS, METHODS AND SYSTEMS

**INFORMATION DISCLOSURE STATEMENT TRANSMITTAL**

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir or Madam:

Transmitted herewith for filing is the following:

1. Information Disclosure Statement;
2. PTO Form /SB/08 (Substitute for form 1449A/PTO) w/attached 40 references; and
3. Return-receipt postcard.

The Commissioner is hereby authorized to charge any additional fees, which may be required in connection with the filing of these documents, or credit any overpayment, to Deposit Account No. 19-3555. This sheet is submitted in duplicate.

Respectfully submitted,

  
Ann W. Speckman

Registration No. 31,881

Date: February 6, 2004

**SPECKMAN LAW GROUP**

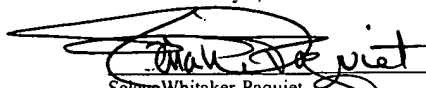
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**INFORMATION DISCLOSURE STATEMENT**

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir or Madam:

The attached is a copy of a PTO/SB/08 (substitute for form 1449A/PTO) form that were filed in connection with a related patent application. The related patent application is U.S. Patent Application No. 10/313,844, filed December 5, 2002.

The documents listed on the accompanying PTO/SB/08 (substitute for form 1449A/PTO) form were cited in compliance with the provisions of 37 C.F.R. §§ 1.56, 1.97 and 1.98, as amended. Applicants do not concede that the references are "prior art" under 35 U.S.C. §102 or 103, and specifically reserve the right to antedate such materials, as by a showing under 37 C.F.R. § 1.131 or otherwise. Copies of the cited references were filed in connection with the related application. Applicants will provide additional copies of these references if requested by the Examiner.

Applicants note that MPEP 2001.06(b) specifies that normally, if the application under examination is identified as a continuation-in-part of an earlier application, the Examiner will consider the art cited in the earlier application. Applicants respectfully request that the Examiner communicate to the Applicants that the art cited in the attached PTO-1449 and PTO-892 forms is made of record in the subject application.

Also attached is a form PTO/SB/08 (substitute for form 1449A/PTO) in connection with the subject application, which identifies 22 U.S. patent references, 3 U.S. patent application publication references, 5 international patent application publication references, 1 foreign patent reference and 9 literature references. Copies of each of these references are enclosed herewith for the Examiner's convenience.

The documents listed on the accompanying form PTO/SB/08 are cited in compliance with the provisions of 37 C.F.R. §§ 1.56, 1.97 and 1.98, as amended. Applicant does not concede that the references are "prior art" under 35 U.S.C. §102 or §103, and specifically reserves the right to antedate such materials, as by a showing under 37 C.F.R. § 1.131 or otherwise.

This Information Disclosure Statement is being filed prior to receipt of any substantive Office Action, and no fee or certification is therefore required.

Respectfully submitted,



Ann W. Speckman

Registration No. 31,881

Date: February 6, 2004  
SPECKMAN LAW GROUP  
**20601**

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Substitute for form 1449A/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (use as many sheets as necessary)		Application Number	10/659,413
		Filing Date	September 10, 2003
		First Named Inventor	Peter KITE and David HATTON
		Attorney Name	
		Attorney Docket Number	13317.1001cip
Sheet 1 of			

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	1	US-6,679,870 B1	20 Jan. 2004	Finch et al.	
	2	US-6,592,564 B2	15 Jul. 2003	Finch et al.	
	3	US-6,583,181 B1	24 Jun 20023	Chang et al.	
	4	US-6,569,852 B1	27 May 2003	Sodemann	
	5	US-6,509,319 B1	21 Jan. 2003	Raad et al.	
	6	US-6,498,157 B2	24 Dec. 2002	Sodemann	
	7	US-6,429,225 B1	6 Aug. 2002	Nagai et al.	
	8	US-6,350,251 B1	26 Feb. 2002	Prosl et al.	
	9	US-6,267,979 B1	31 Jul. 2001	Raad et al.	
	10	US-6,197,738 B1	6 Mar. 2001	Regutti	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
	1	WO 02/072748 A1	19 Sep. 2002	S.C. Johnson & Son, Inc.		
	2	WO 02/062260 A2	15 Aug. 2002	Bio-Concept Laboratories		
	3	WO 00/30460	2 Jun. 2000	The Procter & Gamble Company		
	4	WO 00/27438	18 May 2000	University de Montreal		

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published			T <sup>2</sup>
	1	RAAD, Issam et al., "In Vitro and Ex Vivo Activities of Minocycline and EDTA Against Microorganisms Embedded in Biofilm on Catheter Surfaces," <i>Antimicrobial Agents and Chemotherapy</i> , Vol. 47, No. 11, pp. 3580-3585 (Nov. 2003)			
	2	KRANIAK, J.M. et al., "Effect of Ethylenediaminetetraacetic Acid (EDTA) and Metal Ions on Growth of <i>Staphylococcus aureus</i> 196E in Culture Media," <i>Journal of Food Science</i> , Vol. 53, No. 3, pp. 910-913 (1988)			
	3	GRAY, G.W. et al., "Effect of Ethylenediaminetetra-acetic Acid on the Cell Walls of Some Gram-Negative Bacteria," <i>J. Gen Microbiol.</i> , Vol. 39, pp. 385-399 (1965)			
	4	BHAGAT, Renu et al., "Growth Response of <i>Pseudomonas stutzeri</i> RS34 to Ethylenediaminetetraacetic (EDTA) and its Interaction with Zinc," <i>Indian Journal of Experimental Biology</i> , Vol. 31, pp. 590-594 (July 1993)			
	5	SAID, A.A. et al., "Expression of H1 Outer-Membrane Protein of <i>Pseudomonasaeruginosa</i> in Relation to Sensitivity to EDTA and Polymyxin B," <i>J. Med. Microbiol.</i> , Vol. 24, pp. 267-274 (1987)			

Examiner Signature	Date Considered
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449A/PTO			<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (use as many sheets as necessary)			Application Number	10/659,413
			Filing Date	September 10, 2003
			First Named Inventor	Peter KITE and David HATTON
			Art Unit	
			Examiner Name	
Sheet 2 of	Attorney Docket Number		13317.1001cip	

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Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
	11	US-6,187,768 B1	13 Feb. 2001	Welle et al.	
	12	US-6,166,007	26 Dec. 2000	Sodemann	
	13	US-6,165,484	26 Dec. 2000	Raad et al.	
	14	US-6,126,706	3 Oct. 2000	Matsumoto et al.	
	15	US-6,004,539	21 Dec. 1999	Longo, Jr. et al.	
	16	US-5,908,869	1 Jun. 1999	Jones et al.	
	17	US-5,820,607	13 Oct. 1998	Tcholakian et al.	
	18	US-5,731,356	24 Mar. 1998	Jones et al.	
	19	US-5,180,749	19 Jan. 1993	Cusack et al.	
	20	US-4,847,004	11 Jul. 1989	McLeod	

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		Country code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
	5	WO 96/39215	12 Dec. 1996	Board of Regents, Univ. of Texas System		
	6	EP 1 238 677 A2	11 Sep. 2002	AstraZeneca AB		
	7					
	8					

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS				
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published		
	6	HARPER, W.E.S. et al., "Effect of Chlorhexidine/EDTA/Tris Against Bacterial Isolates from Clinical Specimens," <i>Microbios</i> , Vol. 21, pp. 107-112 (1987)		
	7	HAQUE, H. et al., "Effect of Chelating Agents on the Susceptibility of Some Strains of Gram-Negative Bacteria to Some antibacterial Agents," <i>Antimicrobial Agents and Chemotherapy</i> , Vol. 6, No. 2, pp. 200-206 (Aug. 1974)		
	8	HAQUE, H. et al., "Effect of Ethylenediaminetetraacetic Acid and Related Chelating Agents on whole Cells of Gram-Negative Bacteria," <i>Antimicrobial Agents and Chemotherapy</i> , Vol. 5, No. 5, pp. 447-452 (May 1974)		
	9	RUSSELL, A.D., "Ethylenediaminetetra-acetic Acid," <i>National Library of Medicine, Bethesda, Maryland</i> , Academic Press Inc. (London) Ltd. pp. 209-224 (1971)		
	10			

Examiner Signature	Date Considered
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Sheet	3	of	Attorney Docket Number	13317.1001cip

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	21	US-4,258,056	24 Mar. 1981	Lentsch	
	22	US-2,474,412	28 Jun. 1949	Bersworth	
	23	US-2002/0111346 A1	15 Aug. 2002	Sodemann	
	24	US-202/0010438 A1	24 Jan. 2002	Finch et al.	
	25	US-2001/0003746 A1	14 Jun. 2001	Sodemann	
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